

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
John C. Harvey *et al.*

Application No.: 08/447,496

Filed: May 23, 1995

For: SIGNAL PROCESSING APPARATUS AND  
METHODS

Confirmation No.: 8634

Art Unit: 2456

Examiner: Bates, Kevin T

**COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to page 9 of the April 8, 2010 Notice of Allowance in the above captioned application, Applicants hereby submit the following Examiner interview summaries that are relevant to the allowance of this application.

Summary of Interviews

**MAY 4, 2009**

The prosecution of this application, along with all but two of Applicants' copending application, was suspended for several years pending the outcome of the appeal of Application Serial Nos. 08/470,571 and 08/487,526 and the reexamination proceedings of seven related patents. Applicants inquired into the status of these applications in January, 2009, as the current six-month suspension period expired. Applicants requested that the suspension of these applications not be renewed. The Office, through Supervisory Examiner David L. Ometz indicated that the suspensions would not be renewed and that prosecution would recommence. Applicants wish to thank Examiner David L. Ometz for the courtesy of the interview held on May 4, 2009 in which Applicants' representatives and the Examiners discussed an overall plan

for examination of the remaining 110 applications which relate to this application and have a common chain of priority. Applicants were informed that the Patent and Trademark Office (PTO) was developing a plan to resume examination and that Applicants would be informed when the plan was in place.

**JULY 22, 2009**

Applicants were informed in July, 2009, that a team of examiners had been assembled to examine Applicants' copending applications. Applicants appreciate the courtesies extended to Applicants' Representatives in a meeting held July 22, 2009, with the examination team. In attendance at the meeting were Thomas J. Scott, Jr. and Carl L. Benson, of Goodwin Procter and the PTO personnel identified on the attached list. Applicants' representatives made a presentation to the Examiners in attendance in accordance with the attached agenda and provided the materials attached hereto to the Examiners for their consideration and use in the further examination of this application and the other application related to this application as identified in Tab 2 of the materials provided to the Examiners in the meeting. Applicants' representatives agreed to respond to any telephone inquiries or to be present for personal interview at the PTO in any circumstance where the Examiner believed such an interview would advance the prosecution of this application.

**FEBRUARY 2, 2010**

Applicants' representatives conducted an interview with the Examiner on February 2, 2010, The Examiner indicated that claim 21 was allowable, claim 2 required clarification amendments to show that the receiver was performing the functions, and claims 5 and 18 needed claim amendments to overcome the U.S. Patent 4,658,290 to McKenna. Applicants subsequently provide proposed amendments to the Examiner that are reflected in the Examiner Amendment accompanying the Notice of Allowance..

## **CONCLUSION**

Applicants appreciate the Examiner's time and consideration in this matter.

Dated: April 19, 2010

Respectfully submitted,

By /Thomas J. Scott, Jr./

Thomas J. Scott, Jr.

Registration No.: 27,836

GOODWIN PROCTER LLP

901 New York Avenue, NW

Washington, DC 20001

(202) 346-4000

Attorney for Applicants